



**South Coast Air Quality Management District**

**Engineering & Compliance**

*Policies &  
Procedures*

---

**SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT**

**OFFICE OF STATIONARY SOURCE COMPLIANCE**

**MEMORANDUM**

**DATE:** January 21, 1998  
**TO:** SSC Managers and AQACS  
**FROM:** Jack Broadbent /s/ Jack  
**SUBJECT:** Submittal of Registration Applications as a Temporary Permit to Operate

Rule 202(c) authorizes submittal of the Application for Permit to Construct and Permit to Operate to serve as a temporary Permit to Operate existing equipment. There has been some question whether or not submittal of an application qualifies as a temporary authority to operate for equipment to be registered under the CARB Statewide Portable Equipment Registration Program, or registered under AQMD Rule 2100. This memo is to clarify this matter.

Regarding the CARB program, operation is authorized only after the registration certificate has been issued. CARB staff has made it very clear that their regulations do not allow, nor were ever intended to allow operation upon mere submittal of an application. Further, our authority to regulate equipment subject to their program is limited to that allowed in their regulations and not AQMD Rules. Therefore, Rule 202 does not apply. To operate equipment in the AQMD in compliance under the CARB Statewide Portable Equipment Registration Program, the owner or operator must show proof that the registration certificate has been issued by CARB.

Rule 2100 registration is similar to the CARB registration in that a Permit to Operate, per se, is not issued. A letter is issued granting authority to operate until either the equipment is registered with CARB or July 1, 1998, whichever comes first. Rule 202 does not apply as stated specifically in Rule 2100(d)(2) and therefore, an application submitted for registration under Rule 2100 does not serve as a temporary Permit to Operate. Since we issue the Rule 2100 letters within two to three weeks of application submittal, there is no hardship imposed on an applicant awaiting authority to operate.

To summarize, Rule 202(c) does not apply to equipment to be registered under either the CARB Statewide Portable Equipment Registration Program or Rule 2100 and therefore, an application for registration under either program does not serve as a temporary Permit to Operate.

If you have any questions, please call Larry Bowen at x2575.

LB:nv/lb0114

cc: Pat Leyden  
Carol Coy